

ARREST



HBID ARREST NUMBER: 14-0244

DEFENDANT(S) NAME **DOB**
Brown, Marcell 09/07/72

6801 Hollywood Blvd. #169
Hollywood, Ca. 90028 (323) 465-
0122

ARREST CODE	DATE	TIME
41.27© LAMC		1735
Drinking in Public	03/18/14	Hours
OFFICER:	Anderson, D. # 127	
OFFICER:	Trujillo, R. # 136	

SOURCE OF ACTIVITY:

On Tuesday, March 18th, 2014, my partner (Officer Trujillo #136) and I (Officer Anderson #127) were working as contracted, uniformed security officers for the Hollywood Business Improvement District (H.B.I.D.) / Andrews International 6801 Hollywood Boulevard Hollywood, CA. 90028 (323) 465-0122. We were assigned to the bicycle team as B-6.

INVESTIGATION:

On the above listed date at approximately 1735 hours, we were conducting a business check at 1747 Cahuenga Boulevard (CVS). Upon exiting north out of the CVS parking lot on to Yucca Street, we observed a male black adult (Later identified as Brown, Marcell DOB: 09/07/72) standing near the front entrance of the business "Panda Express" (Located at 1803 Cahuenga Boulevard), holding an aluminum can partially concealed in a brown paper bag. Due to training and experience I recognized the common practice of drinking in public violators attempts to conceal alcoholic beverages in brown paper bags to avoid detection from the authorities. We further observed Brown place the aluminum can concealed in the brown paper bag to his lips / mouth, tilt his head back and take a drink.

We decided to make contact with Brown to verify if he was drinking from an alcoholic beverage. Officer Trujillo asked Brown if he was drinking an alcoholic beverage. Brown pointed at the aluminum can concealed in the brown paper bag and replied, "I have a "Mike's Hard Lemonade" right here.

Officer Trujillo recovered the aluminum can concealed in the brown paper bag from the front ledge of the "Panda Express" where Brown placed it. Officer Trujillo then removed the aluminum can from the brown paper bag which

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revealed a 25 oz. "Mike's Hard Lemonade" (8.0% alcohol by volume) approximately $\frac{3}{4}$ full and cold to the touch.

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We advised Brown that we were placing him under "Private Person's Arrest", as per 837 Penal Code - (Private Person's Arrest - Authority To Arrest / see attached for) for 41.27 (c) Los Angeles Municipal Code - (Drinking in Public). Brown was handcuffed (adjusted /double locked for safety and comfort) without incident. We escorted Brown to our patrol vehicle, placed him in the rear passenger seat, and seat belted him in.

ADDITIONAL:

Brown has 5 prior contacts / arrest with B.I.D. Officers.

Brown advised Officers that he purchased the "Mike's Hard Lemonade" alcoholic beverage at 7-11 located at 1810 Cahuenga Boulevard Los Angeles CA 90028.

CITE and RELEASE:

We transported Brown to the B.I.D. office where LAPD patrol Officer Bostillo #40670 met us and verified Brown's identification, via C.L.E.T.S. (California Law Enforcement Telecommunication). Brown was issued a release from custody citation for the listed charge (RFC# 85291) and was ordered to appear at the Metropolitan Court House, 1945 South Hill Street, Los Angeles, 90007, on 05/02/2014, at 0830 Hours with the approval of the Watch Commander Sergeant Slater.

EVIDENCE:

The "Mike's Hard Lemonade" was disposed of by Officer Trujillo.

PICTURE(S): Unavailable

INJURY AND MEDICAL TREATMENT:

None reported or observed at the time of contact/arrest.

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